

FISCAL NOTE WORKSHEET XI (Revised Jan. 2008)

Agency: Utah State Office of Education Bill Number H.B. 364 S01

TITLE OF BILL: "Promotion of Health Care Coverage" by Holdaway, K.

Requested by: Patrick Lee

Office of the Legislative Fiscal Analyst
W310 State Capitol Complex
Salt Lake City, UT 84114-5310
538-1034 / Fax 538-1692

Fax/Electronic Mail Transmittal To:

Name: _____
Date: _____
Fax Number: _____

Please return to Fiscal Analyst by: February 8, 2008

This Bill Takes Effect: ☐ On passage ☐ On July 1 ☒ 60 Days after session ☐ Other _____

Bill Carries Own Appropriation: ☐

FISCAL IMPACT OF PROPOSED LEGISLATION

	FY 2008 Supp.	FY 2009	FY 2010
A. REVENUE IMPACT BY SOURCE OF FUNDS			
1. General Fund			
2. Uniform School Fund - Education Fund			
3. Transportation Fund			
4. Collections			
5. Other Funds (List Below)			
6 Local Funds			
7. TOTAL	\$ -	\$ -	\$ -

B. EXPENDITURE IMPACT:

By Source of Funds			
1. General Fund			
2. General Fund, One Time			
3. Uniform School Fund - Education Fund			
3. Transportation Fund			
4. Collections			
5. Other Funds (List Below)			
6. Local Funds			
7. TOTAL	\$ -	\$ -	\$ -
By Expenditure Category			
1. Salaries, Wages and Benefits			
2. Travel			
3. Current Expenses			
4. D.P. Current Expenses			
5. Capital Outlay			
6. D.P. Capital Outlay			
7. Other (Specify)			
8. TOTAL	\$ -	\$ -	\$ -

C. IMPACT IN FUTURE YEARS?

If no fiscal impact in the first two years, indicate any impact in future years, and explain. Also, indicate any significant changes in fiscal impact beyond the first two years. (Use back side, or attachment, if necessary.)

Randy Raphael	Specialist	USOE	538-7802	2/8/2008
Prepared By	Title	Agency	Phone #	Date

D. Identify Sections of the Bill That Will Generate the Additional Workload or Cost Increase

The portion of the bill that concerns education comprises lines 47-60.

E. Expenditure Impact Details (*Ties to totals in Section C*)

DATA COLLECTION -- The original version stated that "the processes [or 'system' in the substitute version] shall be developed in a manner that minimizes costs and maximizes the use of existing data collection processes, including processes to collect certificates of immunization...." Use of existing processes would greatly facilitate implementation of the bill. However, just because it might be easy to implement from a technical point of view doesn't mean adding a question about health insurance status to an existing data collection form or report would produce valid data. It is a highly sensitive question, and schools could not make the provision of educational services dependent on its being answered, so many would leave it blank because they view it as inappropriate for an educational agency to ask, and many others would falsely answer "yes" to avoid embarrassment because it is socially desirable to have such insurance. **LEGAL PROBLEM** -- The big issue is that the bill violates federal FERPA (and probably also HIPAA) and so could therefore entail costs to the state in the form of fines, loss of federal funds and even lawsuits, if the cognizant agencies were actually to implement it. Simply put, unless parents provide consent, information about their children from student records cannot be shared by educational agencies with Workforce Services or even local health departments.

F. No Fiscal Impact or Will Not Require Additional Appropriations?

Implementation costs would be nominal as far as education is concerned.

G. If Bill Carries Its Own Appropriation:**H. Impact on Local Governments, Businesses, Associations, and Individuals**

This is a draft fiscal note response from the Utah State Office of Education (USOE) and may be revised in the future.

This fiscal note input draft does not imply endorsement of this bill by the State Board of Education or USOE.